

By: Gezim Bajrami (075092013)  
Deputy Attorney General  
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To: John J. Hoffman  
Acting Attorney General  
of New Jersey

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

**FILED**

SEP 23 2014

**N.J. BOARD OF NURSING**

IN THE MATTER OF THE SUSPENSION OR :  
REVOCATION OF THE CERTIFICATE OF :

JOHNELLE D. CHANDLER, C.H.H.A. :  
Certificate No. 26NH10976300 :

Administrative Action

TO PRACTICE AS A HOMEMAKER HOME :  
HEALTH AIDE IN THE STATE OF NEW :  
JERSEY :

INTERIM CONSENT ORDER OF :  
VOLUNTARY SURRENDER TO BE :  
DEEMED A TEMPORARY SUSPENSION :

This matter was opened to the New Jersey State Board of Nursing (hereinafter the "Board") upon receipt of information indicating that Johnelle D. Chandler, C.H.H.A. (hereinafter "Respondent") was arrested on May 14, 2014 by the Belleville Police Department. Respondent was charged with Driving While Intoxicated in violation of N.J.S.A. 39:4-50; Endangering the Welfare of a Child in violation of N.J.S.A. 2C:24-4; Disorderly Conduct in violation of N.J.S.A. 2C:33-2(a); Refusal to Submit to a Breath Test in violation of N.J.S.A. 39:4-50.2; Reckless Driving in violation of N.J.S.A. 39:4-96; and Consumption of Alcohol in a Motor

Vehicle in violation of N.J.S.A. 39:4-51a. On May 14, 2014, a Belleville police officer witnessed Respondent rear-end a parked automobile with Respondent's child "J.E.", a six (6) year old juvenile, in the rear passenger seat. Eyewitness reports provided to Belleville Police indicate that prior to the automobile accident, Respondent was observed repeatedly striking J.E. while consuming alcohol in a public place. Such reports also indicate that Respondent was observed repeatedly striking J.E. from the driver seat of Respondent's automobile while J.E. was in the rear passenger seat.

Furthermore, the Attorney General has learned that Respondent was arrested for and convicted of Driving While Intoxicated in violation of N.J.S.A. 39:4-50 on September 27, 2012. Respondent reported in her 2013 certification renewal application that she had not been arrested, charged or convicted of any crime or offense previously unreported to the Board, including Driving While Intoxicated. Respondent never reported her September 27, 2012 conviction to the Board and made a false statement to that effect in her certified renewal application.

If proven, the May 14, 2014 allegations against Respondent demonstrate Respondent's engagement in acts constituting a crime or offense which relates adversely to the practice of nursing in violation of N.J.S.A. 45:1-21(f), that Respondent is presently engaged in alcohol use that is likely to impair her ability to practice the profession with reasonable skill and safety in violation of N.J.S.A. 45:1-21(1), and

Respondent's engagement in a crime for which the revocation of Respondent's certification is required pursuant to N.J.S.A. 45:11-24.3.

Additionally, Respondent's failure to report her 2012 arrest and conviction for Driving while Intoxicated in her 2013 application for renewal of her certificate constitutes obtaining a certificate through fraud, deception or misrepresentation in violation of N.J.S.A. 45:1-21(a), engagement in the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense in violation of N.J.S.A. 45:1-21(b), and a failure to comply with the provisions of an act or regulation administered by the Board in violation of N.J.S.A. 45:1-21(h). Such offenses alone may be the basis for suspension or revocation of Respondent's certification.

In lieu of formal civil or administrative proceedings in this matter, Respondent has agreed to enter into an interim agreement without prejudice to Respondent's ability to defend the allegations against her; and the Board finding the terms of this Order to be adequately protective of the health, safety and welfare of the people of New Jersey; and other good cause having been shown;

IT IS ON THIS 23 day of ~~August~~ <sup>September</sup>, 2014

**ORDERED AND AGREED THAT:**

1. Respondent shall immediately surrender her certification to practice as a homemaker-home health aide in the State of New Jersey. Such surrender shall be deemed a temporary suspension of Respondent's certification.

2. Respondent shall immediately cease and desist from holding herself out as a homemaker-home health aide.

3. Respondent shall refrain from practicing as a homemaker-home health aide, which includes but is not limited to performing nursing regimens or tasks delegated through the authority of a duly licensed professional nurse, pending resolution of criminal charges and further order of the Board.

4. Respondent shall forward her license, along with her wallet-sized biennial renewal license forthwith to Gezim Bajrami, Deputy Attorney General, 124 Halsey Street, 5th Floor, Newark, New Jersey 07101 on behalf of the Board.

5. If Respondent is incapable of forwarding her license, along with her wallet-sized biennial renewal license to Gezim Bajrami, Deputy Attorney General, due to her being in the custody of law enforcement officials, she shall do so as soon as is practicable.

6. Prior to an application for restoration of her certification, Respondent shall appear before the Board or a committee thereof as designated by the Board to discuss her readiness to reenter the practice as a homemaker-home health aide. Respondent shall at that time propose her plans for future practice in New Jersey and demonstrate her competency and rehabilitation to the Board's satisfaction. Upon reinstatement of Respondent's certification to practice as a homemaker-home health aide, the Board, in its discretion, may impose any conditions

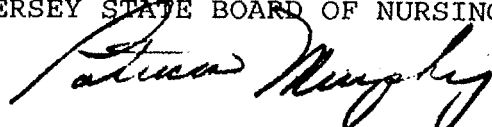
or restrictions on licensure it deems necessary to protect the health, safety and welfare of the people of New Jersey.

8. This Order is entered without any admission of any wrongdoing by Respondent and without prejudice to Respondent's ability to defend against the charges currently pending, and without prejudice to any further investigation or prosecution of any matter by the Board of Nursing, the Attorney General of the State of New Jersey or any other law enforcement entities against Respondent.

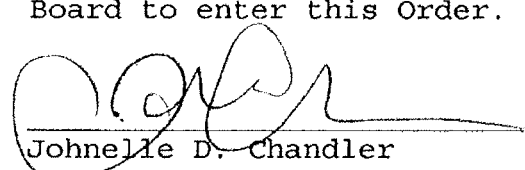
9. Respondent has been specifically informed that she may consult an attorney to represent her in this matter. Respondent acknowledges that she has been advised of the ability to consult with counsel and that she chooses to voluntarily enter into this Interim Consent Order.

NEW JERSEY STATE BOARD OF NURSING

By:

  
Patricia Murphy, Ph.D., APN, FAAN  
Board President

I have read and understood  
the foregoing Order and agree  
to be bound by its terms.  
Consent is hereby given to the  
Board to enter this Order.

  
Johnelle D. Chandler

Dated: 9/4/14